

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 10/564,920

Confirmation No. 5304

Applicant: Destura et al.

Filed: January 17, 2006

TC/AU: 2629

Examiner: Grant D. Sitta

Docket No.: 259404 (Client Reference No. P80375US00)

Customer No.: 23460

TRANSMITTAL OF APPELLANTS' BRIEF ON APPEAL

Mail Stop Appeal Brief – Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 CFR 41.37, Appellant(s) hereby submit Appellants' Brief on Appeal.

The items checked below are appropriate:

1. Status of Appellant(s)

This application is on behalf of ☒ other than a small entity or ☐ a small entity.

2. Fee for Filing Brief on Appeal

Pursuant to 37 CFR 41.20(2), the fee for filing the Brief on Appeal is for:
☒ other than a small entity or ☐ a small entity.

Brief Fee Due \$540.00

3. Oral Hearing

☐ Appellant(s) request(s) an oral hearing in accordance with 37 CFR 41.47.
A separate paper requesting oral hearing is attached.

4. Extension of Time

- ☐ Appellants petition for a one-month extension of time under 37 CFR 1.136, the fee for which is \$ 0.00.
- ☒ Appellants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that appellants have inadvertently overlooked the need for a petition and fee for extension of time.

Extension fee due with this request: \$ 0.00

5. Total Fee Due

The total fee due is:

| | |
|---------------------------------------|----------|
| Brief on Appeal Fee | \$540.00 |
| Less Brief on Appeal Fee already paid | |
| Request for Oral Hearing | \$ 0.00 |
| Extension Fee (if any) | \$ 0.00 |

Total Fee Due: \$540.00

6. Fee Payment

- ☐ Attached is a check in the sum of \$.
- ☒ Charge Account No. 12-1216 the sum of \$540.00.

7. Fee Deficiency.

- ☒ If any additional fee is required in connection with this communication, charge Account No. 12-1216.

Respectfully submitted,



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Date: July 7, 2010